

1 **JOSHUA L. DRATEL**  
Admitted *Pro Hac Vice*  
2 **ALICE L. FONTIER**  
California State Bar No.229994  
3 **JOSHUA L. DRATEL, P.C.**  
2 Wall Street, 3<sup>rd</sup> Floor  
4 New York, New York 10005  
Telephone: (212) 732-0707

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6 Attorneys for Basaaly Moalin

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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
10 (HONORABLE JEFFREY T. MILLER)

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 BASAALY MOALIN, *et. al.*

15 Defendant.  
16

Case No. 10-CR-4246 (JM)

AFFIDAVIT OF BASAALY  
MOALIN

17 BASAALY MOALIN, pursuant to 28 U.S.C. §1746, hereby affirms under penalty of perjury:

- 18 1. I am the defendant in the above-entitled case.  
19 2. I have been informed by my attorney, Alice L. Fontier, that depositions of seven potential  
20 defense witnesses will be taken in Djibouti, pursuant to Rule 15, Fed.R.Crim.P.  
21 3. I understand that I have a right to be present at these depositions.  
22 4. I have discussed the depositions and my right to be present with my attorney.  
23 5. I voluntarily and knowingly waive my right to be present when the depositions are  
24 conducted.

25 I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge  
26 and belief. 28 U.S.C. §1746.

27 Executed: October 8, 2012

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BASAALY MOALIN